

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

MARK COLSTON,

Plaintiff,

v.

CASE NO. 07-14759

HON. MARIANNE O. BATTANI

DORENE MATTHEWS,

Defendant.

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**ORDER ADOPTING MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION  
AND TRANSFERRING CASE**

The Court having reviewed the Magistrate Judge's Report and Recommendation (Doc. No. 16), filed on March 28, 2008, and no objections having been filed thereto,

**IT IS SO ORDERED** that the Report and Recommendation is **ADOPTED** and that Defendant's Motion to Dismiss is **GRANTED IN PART** and this matter is **HEREBY TRANSFERRED** to the United States District Court for the Western District of Michigan.

**IT IS SO ORDERED.**

s/Marianne O. Battani  
MARIANNE O. BATTANI  
UNITED STATES DISTRICT JUDGE

DATED: April 29, 2008

**CERTIFICATE OF SERVICE**

Copies of this Order were served upon plaintiff, and counsel of record on this date by ordinary mail and/or electronic filing.

s/Bernadette M. Thebolt  
DEPUTY CLERK